



Waymaker LLP
515 S. Flower Street, Suite 3500
Los Angeles, California 90071
T 424.652.7800

April 4, 2024

Brian E. Klein
Direct (424) 652-7814
bklein@waymakerlaw.com

By ECF

Honorable Katherine Polk Failla
United States District Judge
Southern District of New York
40 Foley Square
New York, New York 10007

MEMO ENDORSED

**Re: United States v. Roman Storm
23 Cr. 430 (KPF)**

Dear Judge Failla:

We write on behalf of our client, defendant Roman Storm, in the above-captioned case to respectfully submit a corrected version of Mr. Storm's motion to dismiss that was filed on March 29, 2024. (*See* Dkt. 30.) After filing the motion to dismiss, defense counsel noticed the following two errors in the motion that could cause the Court (or government) to misunderstand an important defense argument:

P. 9, end of first paragraph: "the Peppersec UI" should read, "Peppersec."

P. 9, fn. 6, last sentence: "the Peppersec UI" should read, "Peppersec."

The defense therefore respectfully requests that the attached motion to dismiss, which corrects those two errors and makes no other changes, be the operative motion to dismiss before the Court.

Respectfully submitted,

Brian E. Klein
Keri Curtis Axel
Kevin M. Casey
Waymaker LLP

Attorneys for Roman Storm

Attachment: Exhibit A – Corrected Motion to Dismiss

Application GRANTED. The Clerk of Court is directed to terminate the pending motion at docket number 37.

Dated: April 5, 2024
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla". The signature is written in a cursive, flowing style.

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE